IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.15787 of 2006

Dated: August 11, 2006

Between:

Sameena Afreen, D/o. Md. Ghousuddin, aged about 20 years, Student, R/o. 11-3-185, Mallepalli, Hyderabad.

… Petitioner

And

The Registrar, Osmania University, Hyderabad, and others.

… Respondents

Order:

The petitioner, by this writ petition, seeks Mandamus to declare the action of the respondents in not giving admission to her in Master's Degree in Hospital Management in the fourth respondent-institute as arbitrary and illegal.

2. Heard learned counsel for the petitioner and Mr. Deepak Bhattacharjee, learned Standing Counsel appearing on behalf of the respondent-university.

3. It is the case of the petitioner that the first respondent has introduced centralized admissions for Master's Degree in Hospital Management for the first time from the current academic year, i.e. 2006-07. The said course is offered by the fourth respondent-institute and also Deccan School of Management, which issued separate notifications inviting applications from interested candidates. It is stated that pursuant to the notifications issued by respondents 3 and 4, petitioner has appeared in the entrance examination and secured rank No.40. Her grievance is that though she is eligible for admission, respondents have denied her seat in the aforesaid course.

4. Respondents 1 and 2 filed counter affidavit stating that Master's Degree in Hospital Management has been introduced for the first time and respondents 3 and 4 issued separate notifications calling for applications seeking admission in the said course. Later, the Director, Directorate of Admissions, Osmania University, conducted entrance examination and announced the results. It is stated that there are only two colleges offering the said course. One college is Deccan School of Management and the other is the fourth respondent, namely, Apollo Institute of Hospital Administration. It is further stated that though both the colleges have invited applications, the petitioner has only applied to Deccan School of Management, which is a minority institute, and has not applied to the fourth respondent-institute. The case of the respondents is that since Deccan School of Management is a minority educational institution, they have filled up the seats on their own and so far as 80% seats in the fourth respondent institute are concerned, counselling has been undertaken and seats were filled up. It is stated that as the petitioner did not apply to the fourth respondent-institute, her case was not considered.

5. Even according to the affidavit filed in support of the writ petition, the petitioner has only applied to Deccan School of Management, but not to the fourth respondent institute. As much as it is stated that 80% of seats in the fourth respondent-institute have already been filled up by the Convenor and in view of the fact that the petitioner did not apply to the fourth respondent-institute, no direction as sought for can be given at this stage.

6. The writ petition is devoid of merits and is accordingly dismissed. There shall be no order as to costs.

JUSTICE R. SUBHASH REDDY.

August 11, 2006
MRR